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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Nielsen et al.

Confirmation No.: 5726

Application No.: 10/612,665

Group Art Unit: 1646

Filed: July 1, 2003

Examiner: To Be Assigned

For: RECOMBINANT TISSUE
PROTECTIVE CYTOKINES AND
ENCODING NUCLEIC ACIDS
THEREOF FOR PROTECTION,
RESTORATION, AND
ENHANCEMENT OF RESPONSIVE
CELLS, TISSUES, AND ORGANS

Attorney Docket No.: 10165-022-999

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. §1.56 AND §1.97**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 and § 1.97 to inform the Patent Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby invite the Examiner's attention to the references **A01 to A35, B01 to B08, and C01 to C122** listed on the attached revised form PTO 1449 entitled "List of References Cited by Applicant." Copies of references **B01 to B08, and C01 to C122** are submitted herewith.

Identification of the listed references is not meant to be construed as an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application.

The Applicants respectfully request that the Examiner review the foregoing references and that the references be made of record in the file history of the application.

This Information Disclosure Statement is being submitted before the mailing date of a first Office Action on the merits; therefore, pursuant to 37 C.F.R. § 1.97(b)(3), no fee is believed due. However, should the Patent and Trademark Office determine otherwise, please charge any required fee to Jones Day Deposit Account No. 50-3013. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: October 20, 2004

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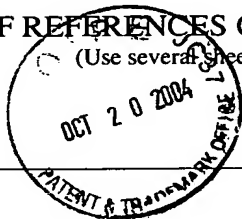
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Enclosures

LIST OF REFERENCES CITED BY APPLICANT

(Use several sheets if necessary)


 ATTY DOCKET NO.
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 APPLICATION NO
10/612,665

 APPLICANT
Nielsen, et al.

 FILING DATE
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 GROUP
1646

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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	B03	WO 01/82952	11/8/01	PCT				
	B04	WO 00/35475	6/22/00	PCT				
	B05	WO 98/18926	5/7/98	PCT				
	B06	WO 97/32895	12/12/97	PCT				
	B07	WO 97/18318	5/22/97	PCT				
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C121	Wu and Pardridge, 1999, "Neuroprotection with noninvasive neurotrophin delivery to the brain", <i>Neurobiol.</i> 96:254-259
C122	Yamaji et al., 1996, "Brain capillary endothelial cells express two forms of erythropoietin receptor mRNA", <i>Eur. J. Biochem.</i> 239:494-500

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.